

**2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT**

**AGENCY:** 0227 Board of Cosmetology

**ACT#:** 69

**SECTION#:** 4

**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

Arkansas Code 19-6-413 is amended to read as follows:

AGENCY REQUEST

19-6-413. Cosmetology Operating Fund.

The Cosmetology Operating Fund shall consist of those special revenues as specified in subdivision (41) of § 19-6-301, and the unexpended balance of monies remaining in the Cosmetology Board Construction Fund on July 1, ~~2003~~ 2005, there to be used for the maintenance, operation, and improvement of the Cosmetology Board.

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**AGENCY:** 0227 Board of Cosmetology

**ACT#:** 69

**SECTION#:** 5

**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

CASH FUND TRANSFER: The Arkansas State Board of Cosmetology may transfer an amount not to exceed One Hundred Twenty Eight Thousand Three Hundred Five Dollars (\$128,305) from the Board's Cash Fund Account to the Cosmetology Operating Fund to cover the cost of the Board's Office Technology and Data Processing Appropriations.

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**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

Arkansas Code 17-26-201(e) is amended to read as follows:

(e) Each member of the board may receive expense reimbursement and stipends in accordance with § 25-16-901 et seq. All compensation and necessary traveling expenses shall be paid by the board out of the Cosmetology Operating Fund only.

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**AGENCY:** 0227 Board of Cosmetology

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**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

17-26-210. Disposition of funds.

AGENCY REQUEST

(a) All fees collected on behalf of the State Board of Cosmetology and all receipts of every kind and nature shall be paid into the State Treasury and shall be credited to the Cosmetology Operating Fund. The Cosmetology Operating Fund shall be for the general uses of the board and out of it shall be paid all salaries and all other expenses necessarily incurred in carrying into effect the provisions of this chapter. Expenditures from the Cosmetology Operating Fund shall be substantiated by vouchers and itemized statements at the end of each fiscal year or at any other time when demand therefore is made by the Department of Finance and Administration.

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**AGENCY:** 0227 Board of Cosmetology

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**SECTION#:** 8

**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

FUND TRANSFER. Immediately upon the effective date of this Act the Chief Fiscal Officer of the State shall transfer on his books and those of the State Treasurer and Auditor of State the unexpended balance of monies remaining in the Cosmetology Board Construction Fund to the Cosmetology Operating Fund there to be used for the general uses of the board including the payment of salaries and all other expenses necessarily incurred in carrying out the duties of the State Board of Cosmetology.

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**AGENCY:** 0227 Board of Cosmetology

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**SECTION#:** 9

**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

Arkansas Code 19-6-414 is repealed.

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**2005 – 2007 REQUEST FOR SPECIAL LANGUAGE IN APPROPRIATION ACT**

**AGENCY:** 0227 Board of Cosmetology

**ACT#:** 69

**SECTION#:** 10

**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

FUND BALANCES - COSMETOLOGY OPERATING FUND. (A) For all appropriations as provided in this Act, the agency disbursing officer shall monitor the level of fund balances in relation to expenditures on a monthly basis. If any proposed expenditures would cause the Cosmetology Operating Fund to decline below One Hundred Ninety Seven Thousand One Hundred Nine Dollars (\$197,109), the disbursing officer shall immediately notify the executive head of the agency. Prior to any obligations being made under these circumstances, the agency head shall file written documentation with the Chief Fiscal Officer of the State requesting approval of the expenditures. Such documentation shall provide sufficient financial data to justify the expenditures and shall include the following:

- 1) a plan that clearly indicates the specific fiscal impact of such expenditures on the fund balance.
- 2) information clearly indicating and explaining what programs would be cut or any other measures to be taken by the agency to restore the fund balance.
- 3) the extent to which any of the planned expenditures are for one-time costs or one-time purchase of capitalized items.
- 4) a statement certifying that the expenditure of fund balances will not jeopardize the financial health of the agency, nor result in a permanent depletion of the fund balance.

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**CURRENT SPECIAL LANGUAGE (WITH AGENCY REQUEST)**

**EXECUTIVE RECOMMENDATION**

(B) The Chief Fiscal Officer of the State shall review the request and approve or disapprove all or any part of the request, after having sought prior review by the Legislative Council.

The provisions of this section shall be in effect only from July 1, ~~2003~~ 2005 through June 30, ~~2005~~ 2007.